

TOWN OF LYME
Lyme, New Hampshire

Ordinance	TITLE: Recreation Facilities Ordinance	
	NUMBER: 00-001	
	ISSUE DATE: 06-19-08 Revision Date: 07-15-2021	EFFECTIVE DATE: 08-26-2021

The Recreation Facilities are to be used at your own risk. You must be responsible for yourself, your children and your guests. The Recreation Facilities belong to the Community of Lyme. Let's all help keep it safe by following the rules of this Ordinance.

Purpose and Authority: This Ordinance is enacted pursuant to the authority granted to the Town to make ordinances as provided in New Hampshire Revised Statutes Section 31:39. The purpose of this Ordinance is to protect and preserve the Town recreation properties for the use and benefit of all residents of Lyme and their guests.

Section 1.1: General Regulations: The following regulations apply to the recreation areas at Post Pond including Chase Beach and surrounding Playground areas, the John Balch Memorial Field, the Arnie Pushee Basketball Court and the Tennis Courts, which are collectively referred to in the Ordinance as "Recreation Facilities". This Ordinance does not apply to the boat launch facility at Post Pond.

- A. The Recreation Facilities are for the use of Lyme residents and their guests. (The hosting Lyme resident must be at the location with the guest.) All resident users must have a resident sticker affixed to their vehicle.
- B. The Recreation Facilities will be closed from 8PM-8AM (with the exception of events specifically authorized in advance by the Town of Lyme).
- C. All motor vehicles shall be parked in the parking lot and are not allowed in the beach or field areas. Town of Lyme Resident stickers are required.
- D. No alcoholic beverages are allowed at the beach, on the courts or on the playing field. Persons bringing or consuming alcoholic beverages in these areas will be required to leave and may be prosecuted for violation of this Ordinance.
- E. All domestic animals (with the exception of service animals) are to be kept on the road or in the parking lot and are not allowed in the Chase Beach, Memorial Field, basketball court, and/or tennis court areas.
- F. No camping and/or overnight activities are permitted in the Recreation Facilities.
- G. Removal of all litter and trash is the responsibility of individuals using the Recreation Facilities. All Lyme Recreation Facilities are "carry in - carry out".

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- H. Vendors, peddlers or any other commercial use of the Recreation Facilities are not allowed without prior written permission of the Recreation Commission.
- I. No fires of any kind are allowed in the Recreation Facilities except in a raised barbecue grill.

Section 2.1: Chase Beach Regulations: All persons in the Chase Beach recreation area or in the designated swimming area shall at all times follow the regulations:

The area is a swim at your own risk facility. The absence of life guards does not negate the requirement to follow the regulations. The presence or absence of life guards does not negate the responsibility of the adult to oversee the safety of their children and guests.

- A. Children 12 years of age and younger must be accompanied by a supervising adult at all times.
- B. No floats of any kind are allowed.
- C. Life jackets, water wings or similar swimming aids are allowed **only** in the shallow roped-off area.
- D. Running on, diving from, or swimming under the docks is not permitted.
- E. The area enclosed by the floating rope barriers shall be entered only from the beach area.
- F. No boats, canoes, kayaks, paddle boards or similar water craft of any kind are permitted within 25 feet of the designated roped off swimming area. Boats, canoes, kayaks, paddle boards or similar water craft may not come ashore onto Chase Beach or within 25 feet of Chase Beach, or be launched from Chase Beach or within 25 feet of Chase Beach.
- G. Fishing is not permitted from within 25 feet of the beach area.
- H. Swimming in disposable diapers or bare bottoms or without proper attire is not permitted.
- I. Use of the beach and swimming area may be restricted at designated times for authorized Recreation Commission programs such as swimming instructions or courses in water safety.

Section 3.1: Basketball and Tennis Court Regulations: All persons using the court areas shall abide by the regulations for use of this area:

- A. Bikes, skateboards or other wheeled vehicles are prohibited on the courts at all times.
- B. Soft-soled shoes must be worn at all times.

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- C. Use of the tennis and basketball court areas may be restricted at designated times for authorized Recreation Commission programs. Please check the on-line calendar at www.lymenh.gov.
- D. The courts will be closed and locked for the winter months (November 1 – March 31) Subject to adjustments by the Recreation Commission.

Section 4.1: John Balch Memorial Field Regulations: The use, scheduling and improvements of the softball/baseball/soccer field is under the jurisdiction of the Lyme Recreation Commission. Permission for use of the field by groups must be obtained in writing in advance from the Recreation Commission.

Section 5.1: Boat Rack regulations: Town of Lyme residents may reserve a spot on the boat racks at the cost of \$25.00 per season. Boat rack reservations are made through the Town Clerk's office. Residents wishing to use the boat rack must follow the regulations:

- A. All boats are the sole responsibility of their owners. The Town of Lyme is not responsible for any vandalism or damage to any boat left on these boat racks.
- B. Boats must be identified with the owner's name and address clearly marked on the boat.
- C. Boats may not winter on these racks. No boats are permitted between November 1st and April 1st. Boats remaining on the racks after November 1st will be treated as abandoned property.
- D. At no time are any boats permitted to be left on the ground. If boats are left on the ground they will be treated as abandoned property.
- E. Once you receive your assigned # ID tag you may put your boat in the matching ID # on the boat rack. If any boats are in the rack without displaying the # ID tag they will be removed and treated as abandoned property.

Section 6.1: Group Uses of Recreation Facilities: Town of Lyme groups wishing to use the Recreation Facilities must obtain advance written permission from the Recreation Commission.

- A. Town committees, commissions and Town or school sponsored events and Lyme non-profits may schedule group activities at the Recreation Facilities.
- B. Groups must use the following procedures:
 1. A person authorized to represent the group must make application for the use of the Recreation Facilities to the Recreation Commission or the Select Board at least thirty (30) days prior to the desired date of use.
 2. The group must agree to reimburse the Town for any expenses incurred by the

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Town as a result of the scheduled event. Requirements which may result in a group incurring expenses are:

- i. The cost of police supervision, as required by law and arranged by the Lyme Police Department;
 - ii. The cost of portable toilets, if required by the Recreation Commission;
 - iii. Any additional expenses incurred as a result of the event;
 - iv. If a Certificate of Insurance is required, the Town of Lyme is to be named on the Certificate of Insurance;
 - v. Where applicable, certification or similar documentation indicating the sponsoring group is qualified to conduct the proposed activity;
 - vi. All events or activities held at the Recreation Facility must be open to all Lyme residents;
 - vii. Donations to cover the costs of the activity are permitted.
3. Groups using the Recreation Facilities must agree to abide by all existing regulations governing the use of the Recreation Facilities.

Section 7.1: Enforcement, Violations, and Penalties:

Any person who violates this Ordinance is subject to a fine not exceeding \$100 for each offense AND is also subject to the loss of all or part of the Recreation Facilities use privileges, depending on the severity of the violation. In addition to fines, repeat offenders are subject to permanent loss of all Recreation Facilities use privileges.

Section 8.1: Severability: If any section, paragraph, sentence, clause, phrase or word of this ordinance is, for any reason, held to be unconstitutional, inoperative, or void by any court of competent jurisdiction, such holding shall not affect the remainder of this ordinance.

Section 9.1: Amendments: Further amendments to this ordinance may be made by the Select Board, sua sponte, or upon recommendation of the Recreation Commission, after holding a public hearing, without a vote of Town Meeting.